HON'BLE SRI G.S.SINGHVI, THE CHIEF JUSTICE

and

HON'BLE SRI JUSTICE G.BHAVANI PRASAD

WRIT APPEAL NO : 1765 of 2005

&

W.P.NO.2085 OF 2003

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Between:

Industrial Development Bank of India Ltd.,

Rep. by its Chairman & Managing Director,

IDBI Towers, WTC complex, Cuffe Parade,

Mumbai 400 005 and 3 others

..... Appellants

AND

M/s. Seven Hills Hospitals,

Rockdale Lay out, Ramnagar,

Visakhapatnam rep. by its Managing Director,

Dr.Jitendradass Maganti.

.....RESPONDENT

::JUDGMENT::

Counsel for the Petitioners : Sri V.S.Raju

Counsel for the Respondent : Sri V.Venkataramana

Dated 6..2..2006

Per Sri G.S.Singhvi, CJ

This appeal is directed against order dated 3.8.2005 passed by the learned Single Judge, whereby he disposed of the writ petition filed by the respondent by directing it to pay Rs.35.00 lakhs as pre-payment premium with the direction to the Industrial Development Bank of India Ltd., to close its account.

Learned counsel for the appellants has filed a memo seeking withdrawal of the appeal by stating that the matter has been compromised with the respondent.

In view of the above, the appeal is dismissed as withdrawn.

At this stage, learned counsel for the petitioner stated that his client may be allowed to withdraw the writ petition. The request of the learned counsel is accepted and the writ petition is dismissed as withdrawn.

G.S.SINGHVI, CJ

Dt.6.2.2006

G.BHAVANI PRASAD,J

msv